

HB0216S03 compared with HB0216S02

~~{deleted text}~~ shows text that was in HB0216S02 but was deleted in HB0216S03.

Inserted text shows text that was not in HB0216S02 but was inserted into HB0216S03.

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Representative Mike Winder proposes the following substitute bill:

JORDAN RIVER RECREATION AREA

2018 GENERAL SESSION

STATE OF UTAH

Chief Sponsor: Mike Winder

Senate Sponsor: Evan J. Vickers

Cosponsors:

Cheryl K. Acton	<u>Justin L. Fawson</u>	<u>John Knotwell</u>
Carl R. Albrecht	<u>Gage Froerer</u>	<u>Karen Kwan</u>
<u>Patrice M. Arent</u>	<u>Francis D. Gibson</u>	<u>Bradley G. Last</u>
Stewart E. Barlow	<u>Keith Grover</u>	<u>A. Cory Maloy</u>
Joel K. Briscoe	<u>Craig Hall</u>	<u>Daniel McCay</u>
<u>Rebecca Chavez-Houck</u>	Stephen G. Handy	<u>Michael K. McKell</u>
<u>Kay J. Christofferson</u>	<u>Sandra Hollins</u>	<u>Carol Spackman Moss</u>
<u>Kim F. Coleman</u>	Gregory H. Hughes	<u>Merrill F. Nelson</u>
<u>Brad M. Daw</u>	{Brian S. King}	<u>Michael E. Noel</u>
Susan Duckworth	<u>Karen Kwan</u>	Derrin R. Owens
James A. Dunnigan	<u>Eric K. Hutchings</u>	Lee B. Perry
Rebecca P. Edwards	<u>Ken Ivory</u>	<u>Jeremy A. Peterson</u>
<u>Steve Eliason</u>	<u>Michael S. Kennedy</u>	<u>Val L. Peterson</u>
	<u>Brian S. King</u>	<u>Dixon M. Pitcher</u>

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Val K. Potter

Scott D. Sandall

Elizabeth Weight

Marie H. Poulson

Mike Schultz

John R. Westwood

Susan Pulsipher

V. Lowry Snow

Mark A. Wheatley

Paul Ray

Keven J. Stratton

Logan Wilde

Edward H. Redd

Raymond P. Ward

Brad R. Wilson

Angela Romero

Christine F. Watkins

Douglas V. Sagers

R. Curt Webb

LONG TITLE

General Description:

This bill deals with an area along the Jordan River.

Highlighted Provisions:

This bill:

- ▶ defines terms; and
- ▶ authorizes the Division of Forestry, Fire, and State Lands, in consultation with the Jordan River Commission and other entities, to expend money as appropriations allow on projects around the Jordan River under certain conditions.

Money Appropriated in this Bill:

This bill appropriates in fiscal year 2019:

- ▶ to the Department of Natural Resources -- Division of Forestry, Fire, and State Lands -- Operation and Management:
 - from the General Fund, one-time, \$500,000; and
- ▶ to the Department of Natural Resources -- Division of Forestry, Fire, and State Lands -- Operation and Management:
 - from the General Fund, ongoing, \$500,000.

Other Special Clauses:

None

Utah Code Sections Affected:

ENACTS:

65A-2-8, Utah Code Annotated 1953

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Be it enacted by the Legislature of the state of Utah:

Section 1. Section **65A-2-8** is enacted to read:

65A-2-8. Jordan River improvement projects.

(1) As used in this section:

(a) "Commission" means the Jordan River Commission created by interlocal agreement.

(b) "Zone" means the Jordan River Recreation Area, the area 250 yards on each side of the Jordan River from the edge of the river between SR-201 and 4430 South~~}, excluding property located in the city of Murray~~.

(2) The division, subject to applicable federal, state, and local laws and ordinances and Subsections (3) and (4), may:

(a) expend money for the following purposes:

(i) enhancing safety, recreation, and conservation in the zone;

(ii) capital improvements within the zone, including:

(A) lighting along the Jordan River and within the zone;

(B) completing construction of a paved pathway on both sides of the Jordan River within the zone;

(C) building a boat launch, picnic pavilion, bench, restroom, or other amenity within the zone; and

(D) supporting an aviary, nature area, bike or boat rental concessionaire, or other partnerships to enhance recreation in the zone;

(iii) funding programs to clean the zone, remove invasive species, and restore riparian habitat;

(iv) hiring or contracting for personnel to perform tasks as directed by the commission;

(v) partnering or contracting with urban ranger or similar service-oriented organizations or programs:

(A) to provide trail maintenance, emergency care, and environmental education ~~for the area 250 yards on each side of the Jordan River from the edge of the river for the entire length of the river~~; and

(B) to report to the appropriate public official all health, safety, or law enforcement

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concerns that the organization encounters ~~{ in the zone }~~, as directed by the commission; and

(vi) partnering or contracting with local law enforcement ~~{,} or~~ a certified peace officer ~~{, or an urban ranger program}~~ to provide patrol, security, and law enforcement for the area 250 yards on each side of the Jordan River from the edge of the river ~~{between}~~ for the ~~{Great Salt Lake and Utah Lake}~~ entire length of the river; and

(b) purchase, lease, sell, or dispose of property or an easement within the zone to achieve the goals in Subsection (2)(a).

(3) (a) Before engaging in any activity described in ~~{Subsection}~~ Subsections (2)(a)(i) through (2)(a)(iii) or Subsection (2)(b), the division shall ~~{~~

~~(a) consult with the commission; and~~

~~(b) {~~ receive the approval of:

(i) ~~{Salt Lake County flood control}~~ the commission;

(ii) any relevant governmental entity that owns or is responsible for the maintenance of real property within the zone, including Salt Lake County Flood Control; and

(iii) the relevant municipality within the zone.

(b) Before engaging in any activity described in Subsections (2)(a)(iv) through (2)(a)(vi), the division shall:

(i) receive the approval of the commission; and

(ii) consult with:

(A) any relevant governmental entity that owns or is responsible for the maintenance of real property within the zone; and

(B) the relevant municipality within the zone.

(4) The programs described in this section may only be implemented as appropriations from the Legislature allow.

Section 2. **Appropriation.**

The following sums of money are appropriated for the fiscal year beginning July 1, 2018, and ending June 30, 2019. These are additions to amounts previously appropriated for fiscal year 2019. Under the terms and conditions of Title 63J, Chapter 1, Budgetary Procedures Act, the Legislature appropriates the following sums of money from the funds or accounts indicated for the use and support of the government of the state of Utah.

ITEM 1

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To the Department of Natural Resources - Division of Forestry, Fire, and State Lands

From General Fund, one-time \$500,000

From General Fund, ongoing \$500,000

Schedule of Programs:

Operation and Maintenance ~~(\$500,000)~~ \$1,000,000

The Legislature intends that the Division of Forestry, Fire, and State Lands use up to 10% of appropriated funds on administrative functions and then spend remaining funds appropriated under this section to implement the programs described in Section 65A-2-8, with half the remaining money appropriated expended on the programs described in Subsections 65A-2-8(2)(a)(~~ii~~i) through (~~iv~~iv) and half ~~of~~ the remaining money appropriated expended on the programs described in Subsections 65A-2-8(2)(~~a~~a)(~~v~~v) and (~~vi~~vi).